

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

PHILLIP N. BURGESS, <i>et al.</i> ,	:	
	:	Civil Action No.: 20-7103 (FLW)
Plaintiffs,	:	
	:	ORDER
vs.	:	
	:	
LEONARD A. BENNET, <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	

THIS MATTER having been opened to the Court by Michael P. Chipko, Esq., counsel for defendants Leonard A. Bennett, Consumer Litigation Associates, P.C.; Kristi Cahoon Kelly; Kelly Guzzo, PLC; Jacob M. Polakoff; and Berger Montague PC (collectively, “Defendants”), on a Motion to dismiss the Complaint filed by plaintiffs Philip N. Burgess, Jr., Michelle Burgess, Alexandria Burgess, Minor 1, Minor 2, and Minor 3; and MicroBilt Corporation, pursuant to Federal Rules of Civil Procedure 12(b)(2) and (6); it appearing that Plaintiffs, through their counsel, Gerald Krovatin, Esq., oppose the motion; it further appearing that Plaintiffs have also filed a motion for leave to file an amended complaint, seeking to add proposed plaintiffs Princeton Alternative Funding, LLC; Princeton Alternative Income Fund, L.P.; Alonzo Primus; and LJP Consulting, LLC, and additional claims; it appearing that Defendants oppose the motion for leave to amend; the Court having considered the submissions of the parties without oral argument, pursuant to Fed. R. Civ. P. 78; for the reasons set forth in the Opinion filed on this date, and for good cause shown,

IT IS on this 19th day of March, 2021,

ORDERED that Defendants' Motion to Dismiss is **GRANTED** and Plaintiffs' Complaint is dismissed; and it is further

ORDERED that Plaintiffs' motion for leave to file an amended complaint [ECF Nos 18, 23] is **DENIED**; and it is further ordered

that Plaintiffs are permitted to file a new motion for leave to file an amended complaint before the Magistrate Judge within thirty (30) days of this Order, consistent with the Opinion filed on this date; and it is further

ORDERED that if Plaintiffs do not file a motion for leave to amend within the permitted time frame, the Clerk of Court is directed to close this case.

/s/ Freda L. Wolfson
Freda L. Wolfson
U.S. Chief District Judge